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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

IN RE: CATHODE RAY TUBE (CRT)  
ANTITRUST LITIGATION

Master File No. 3:07-cv-05944-SC  
MDL No. 1917

This Document Relates to:

*Electrograph Systems, Inc., et al. v. Hitachi, Ltd., et al.*, No. 11-cv-01656;

*Alfred H. Siegel, as Trustee of the Circuit City Stores, Inc. Liquidating Trust v. Hitachi, Ltd., et al.*, No. 11-cv-05502;

*Best Buy Co., Inc., et al. v. Hitachi, Ltd., et al.*, No. 11-cv-05513;

*Target Corp, et al. v. Chunghwa Picture Tubes, Ltd., et al.*, No. 11-cv-05514;

**DECLARATION OF ERIC J. WEISS IN SUPPORT OF DIRECT ACTION PLAINTIFFS' NOTICE OF MOTION AND MOTION FOR LEAVE TO FILE AMENDED COMPLAINTS**

Date: May 1, 2013 (tentative)  
Time: 9:30 a.m. (tentative)  
Place: JAMS Resolution Center, Two Embarcadero Center, Suite 1500  
Judge: Honorable Samuel Conti  
Special Master: Hon. Charles A. Legge (Ret.)

DECLARATION OF ERIC J. WEISS IN SUPPORT OF PLAINTIFFS' MOTION FOR LEAVE TO FILE AMENDED COMPLAINTS  
Case No. 3:07-05944-SC  
MDL No. 1917

1  
2 *Interbond Corporation of America v.*  
3 *Hitachi, et al., No. 11-cv-06275;*  
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5 *Office Depot, Inc. v. Hitachi Ltd., et al., No.*  
6 *11-cv-06276;*  
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8 *CompuCom Systems, Inc. v. Hitachi, Ltd., et*  
9 *al., No. 11-cv-06396;*  
10  
11 *Costco Wholesale Corporation v. Hitachi,*  
12 *Ltd., et al., No. 11-cv-06397;*  
13  
14 *P.C. Richard & Son Long Island Corp., et*  
15 *al., v. Hitachi, Ltd., et al., No. 12-cv-02648;*  
16  
17 *Schultze Agency Services, LLC, et al. v.*  
18 *Hitachi, Ltd., et al., No. 12-cv-02649.*

1 I, Eric J. Weiss, declare as follows:

2       1. I am an attorney with Perkins Coie LLP, and we represent Plaintiff Costco  
 3 Wholesale Corporation in this litigation. I am admitted to practice law in the states of  
 4 Washington, Wisconsin, and Illinois and am admitted to appear *pro hac vice* in this action  
 5 pursuant to Pretrial Order No. 1, Dkt. 230 (Apr. 4, 2008). I make this Declaration in support of  
 6 the Direct Action Plaintiffs' Motion For Leave To Amend their Complaints. I am over the age of  
 7 18 and competent to testify to the matters in this Declaration. I make this Declaration based on  
 8 my personal knowledge.

9       2. Prompted by the IPPs' motion for leave to amend, the Direct Action Plaintiffs  
 10 began targeted reviews of the Defendants' document productions for evidence of Thomson,  
 11 Videocon, and Mitsubishi's participation in the conspiracy.

12       3. During this review, Plaintiffs discovered evidence that Thomson attended dozens  
 13 of meetings with its competitors, including several Glass Meetings and multiple bilateral  
 14 meetings. At these meetings, Thomson discussed such things as CRT prices, production,  
 15 revenues, volumes, demand, inventories, estimated sales, plant shutdowns, customer allocation,  
 16 and new product development and agreed on prices and supply levels for CRTs.

17       4. Plaintiffs also discovered evidence that Mitsubishi participated in multiple bilateral  
 18 meetings with its competitors. At these meetings, Mitsubishi discussed such things as CRT  
 19 prices, production, revenues, volumes, demand, inventories, estimated sales, plant shutdowns,  
 20 customer allocation, and new product development, and agreed on prices and supply levels for  
 21 CRTs.

22       5. Attached hereto as Exhibit A is a true and correct copy of the European  
 23 Commission's December 5, 2012, press release titled "Antitrust: Commission fines producers of  
 24 TV and computer monitor tubes €1.47 for two decade-long cartels" that was printed from  
 25 [http://europa.eu/rapid/press-release\\_IP-12-1317\\_en.pdf](http://europa.eu/rapid/press-release_IP-12-1317_en.pdf) on March 25, 2013, by me or under my  
 26 direction.

1       6.       Attached hereto as Exhibit B is a true and correct copy of excerpts of Technicolor  
2 SA's 2011 Annual Report that was printed from  
3 [http://www.technicolor.com/uploads/investor\\_documents/technicolor\\_2011\\_annual\\_report.pdf](http://www.technicolor.com/uploads/investor_documents/technicolor_2011_annual_report.pdf) on  
4 March 25, 2013 by me or under my direction.

5       7.       Pursuant to Local Rule 10-1, attached hereto as Exhibit C is a redline version of  
6 the proposed Amended Complaint of Costco Wholesale Corp.

7       8.       Pursuant to Local Rule 10-1, attached hereto as Exhibit D is a redline version of  
8 the proposed Amended Complaint of Best Buy Co., Inc.; Best Buy Purchasing LLC; Best Buy  
9 Enterprise Services, Inc.; Best Buy Stores, L.P.; BestBuy.com, L.L.C.; and Magnolia Hi-Fi, LLC.

10       9.       Pursuant to Local Rule 10-1, attached hereto as Exhibit E is a redline version of  
11 the proposed Amended Complaint of Interbond Corporation of America, d/b/a BrandsMart USA.

12       10.       Pursuant to Local Rule 10-1, attached hereto as Exhibit F is a redline version of  
13 the proposed Amended Complaint of Alfred H. Siegel, as Trustee of the Circuit City Stores, Inc.  
14 Liquidating Trust.

15       11.       Pursuant to Local Rule 10-1, attached hereto as Exhibit G is a redline version of  
16 the proposed Amended Complaint of CompuCom Systems, Inc.

17       12.       Pursuant to Local Rule 10-1, attached hereto as Exhibit H is a redline version of  
18 the proposed Amended Complaint of Electrograph Systems, Inc., and Electrograph Technologies  
19 Corp.

20       13.       Pursuant to Local Rule 10-1, attached hereto as Exhibit I is a redline version of the  
21 proposed Amended Complaint of Office Depot, Inc.

22       14.       Pursuant to Local Rule 10-1, attached hereto as Exhibit J is a redline version of the  
23 proposed Amended Complaint of P.C. Richard & Son Long Island Corporation; MARTA  
24 Cooperative of America, Inc.; and ABC Appliance, Inc., d/b/a ABC Warehouse.

25       15.       Pursuant to Local Rule 10-1, attached hereto as Exhibit K is a redline version of  
26 the proposed Amended Complaint of Sears, Roebuck and Co. and Kmart Corp.

1       16. Pursuant to Local Rule 10-1, attached hereto as Exhibit L is a redline version of  
2 the proposed Amended Complaint of Schultze Agency Services, LLC, on behalf of Tweeter  
3 Opco, LLC, and Tweeter Newco, LLC.

4       17. Pursuant to Local Rule 10-1, attached hereto as Exhibit M is a redline version of  
5 the proposed Amended Complaint of Target Corp. and RadioShack Corp.

6           I declare under penalty of perjury under the laws of the United States and the state of  
7 Washington that the foregoing is true and correct to the best of my knowledge, information and  
8 belief.

9           DATED: March 26, 2013

10           /s/ Eric J. Weiss

11           Eric J. Weiss

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